

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FIRSTBANK PUERTO RICO,

Plaintiff,

-against-

BARCLAYS CAPITAL, INC.,

Defendant.

Civil Action No. 09 Civ. 10317 (GBD)

STIPULATION AND ORDER

Subject to the Court's approval hereof, it is hereby stipulated and agreed by and between the undersigned, counsel for the respective parties hereto, as follows:

1. The time for plaintiff FirstBank Puerto Rico ("FirstBank") to file its opposition to the Motion by defendant Barclays Capital, Inc. ("Barclays") to dismiss the Complaint (the "Motion") is to be extended from February 18, 2010 to March 26, 2010.

2. The time for Barclays to file its reply on the Motion is to be extended to April 15, 2010.

3. In light of the foregoing Motion and the parties' joint request that the Initial Pretrial Conference be adjourned from March 24, 2010 to a date shortly after the Motion is fully briefed on April 15, 2010, the Initial Pretrial Conference is adjourned to April 22, 2010 at 10:00 clock. am.

4. Pursuant to Rule 1.E. of the Court's individual practices, the undersigned counsel represent that this is the first request for an extension of the time in connection with the Motion and with respect to the Initial Pretrial Conference.

New York, New York  
February 16, 2010

GIBBONS P.C.

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By: 

Jeffrey A. Mitchell  
Daniel S. Weinberger

By: 

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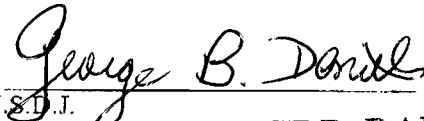
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*Attorneys for Plaintiff FirstBank Puerto Rico*

*Attorneys for Defendant Barclays Capital Inc.*

SO ORDERED:

  
U.S.D.J.  
HON. GEORGE B. DANIELS

Date: 19 FEB 2010